



Miami-Dade County Board of County Commissioners
Office of the Commission Auditor

Legislative Analysis

**Intergovernmental, Recreation & Cultural
Affairs Committee**

June 14, 2006
9:30 PM
Commission Chamber

Charles Anderson, CPA
Commission Auditor

111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

Intergovernmental, Recreation and Cultural Affairs Analysis & Notes
June 14, 2006

Item No.	Subject Matter	Background		Analysis / Comments / Questions		LA
1(E)(1)	Ordinance amending Article CVII of the Code of Miami-Dade County (MDC), Florida pertaining to the Miami-Dade Sports Commission	Section No.	Current	Proposed	Comments	ENO
		2-1602	Promotion and Attraction of Amateur Sports...solicit adult and youth amateur sports	Removal of term “amateur”	Proposed would allow the promotion and attraction of professional and amateur sports	
		2-1603	9 voting members	Changes to 11 voting members and “any additional members selected by the 11 representatives up to a max. of 45 members	Proposed allows the 2 BCC member to be voting members increasing the number to 11 who can select up to 45 members (45 members include the 11 voting members) <i>Does not give a limit on the # any one voting member may select.</i>	
			a representative from both the County Manager’s office and the Miami Dade Parks Dept. on board of directors	Changes to, “(t)he County Manager, Deputy County Manager or Asst. County Manager”, and to, “(t)he Director”, of the Parks Dept.		
			Representative involved in collegiate athletics from one of the local colleges or universities appointed by BCC	No longer appointed by the BCC but selected by the board of directors.	The full BCC would lose this appointment; however, BCC would have 2 voting members on the Board (see below)	
			2 members of the BCC to serve as non voting, ex officio members of the Commission	Current would be deleted and an addition of (10) & (11) allowing for 2 members of the BCC as voting members to be appointed by the BCC Chair		
			(b) <i>Qualifications</i> ...members of the board...to raise...not less than \$250,000 collectively to match MDC’s.	Board would no longer have to raise collectively \$250,000 to match MDC’s \$250,000 which is budgeted for each year.	What is the reason for no longer obligating Sports Commission Board to matching MDC’s financial contribution?	
			Term limits	Deletes term limits	Members will be able to serve indefinitely.	
			The board approves an initial payment of \$25,000 to the Commission without further approval so the Commission may commence activities.	Deletes current	Dispersal of funds either with requisition to Finance Director or budget request the succeeding fiscal year	
		<ul style="list-style-type: none">No fiscal impact				



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2(A)	Retroactive In-kind	<ul style="list-style-type: none"> • District 12 • Park and Recreation Department (1 large show mobile) • June 10th 2006, Fifth Annual Charity Dolphin Tournament & Fish Fry • Miami Springs Optimist Club (not for profit) • Amount: \$3,866 • District 12 in kind reserve fund 		MBM
2(B)	Retroactive In-kind	<ul style="list-style-type: none"> • District 7 • Park and Recreation Department (24' x 40' aluminum stage) • February 24-26 Festival for the Poor • St. Louis Catholic Church (not for profit) • Amount: \$941 • District 7 in kind reserve fund 		MBM
2(C)	Retroactive In-kind	<ul style="list-style-type: none"> • District 4 • Park and Recreation Department (Greynolds Park Pavilion fee waiver) • John F. Kennedy Middle School Graduation Picnic, May 12, 2006 • John F. Kennedy Middle School (not for profit) • Amount: \$325 • District 4 in kind reserve fund 		MBM
2(D)	Retroactive In-kind	<ul style="list-style-type: none"> • District 6 • Park and Recreation Department (fee waiver Greynolds Park) • Retreat for Substance Abuse Recovery • Nuevo Caminar, M.C (not for profit) • Amount: \$3,281 • County-wide Reserve Fund • 		MBM



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2(E)	Retroactive In-kind	<ul style="list-style-type: none"> District 9 Park and Recreation Department (bleachers) Promotion of Oxford Academy of Miami, May 24, 2006 Oxford Academy of Miami Charter School (not for profit) Amount: \$966 District 9 in kind reserve fund 		MBM
2(F)	Resolution prohibiting State Contract Lobbyists from lobbying the BCC during the regular state legislative session.	<ul style="list-style-type: none"> Commissioner Sorenson District 8 sponsored item Prohibit lobbyist from lobbying to the Miami-Dade Board of County Commissioners during the state legislative session Applies to all lobbyist under contract with county to include prime contractor, subcontractor Manager is directed to include this in future state lobbying contracts Penalty for violation includes void of contract and 3 year ban. 	<ul style="list-style-type: none"> A survey of county lobbyist guidelines was done in the following major counties: Broward, Palm Beach, Pinellas, Orange, Duval/Jacksonville, Hillsborough and Sarasota. Broward was the only County surveyed that prohibited lobbyist from Lobbying County Commissioners during State Legislative Session. 	MBM
2(G)	Resolution urging natural gas and propane gas utilities to extend service throughout Miami-Dade County	<ul style="list-style-type: none"> Urge State Legislature and Florida Public Service Commission to encourage natural gas and propane utilities to extend service throughout Miami-Dade during electrical power outages caused by severe weather storms Provide Departmental Policy and encourage utility companies (natural gas or propane) opportunity to install new lines as part of County projects Include in the Miami Dade County 2007 State Legislative Package. 		MBM
3(A)	FY2005-2006 Community Grants Program – Fourth Quarter Recommendations	<ul style="list-style-type: none"> Funding of 22 grants for a total of \$111,5000 from the Community Grants Program Funding for the Community Grants Program is derived from departmental proprietary revenues 	<ul style="list-style-type: none"> 4 allocations from the Community Grants Program per year BCC approved 3rd quarter allocations on 6/6/06 The 3rd and 4th quarter recommendations along with the 1st and 2nd quarter recommendations submitted to BCC almost 	ENO



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		<ul style="list-style-type: none">Reviewed 22 applications requesting \$158,810 (of which all 22 are recommended for funding but only for \$111,500)List and recommended amounts on handwritten pages 4 & 5	<p>simultaneously to prevent lack of funding during BCC breaks</p> <p>4th Quarter Allocations by Commission District</p> <table><tr><td><u>District 1</u></td><td><u>District 2</u></td><td><u>District 3</u></td></tr><tr><td>\$3,776</td><td>\$5,395</td><td>\$15,105</td></tr><tr><td><u>District 4</u></td><td><u>District 5</u></td><td><u>District 6</u></td></tr><tr><td>\$11,329</td><td>\$19,358</td><td>\$3,500</td></tr><tr><td><u>District 7</u></td><td><u>District 8</u></td><td><u>District 9</u></td></tr><tr><td>\$11,868</td><td>\$0</td><td>\$0</td></tr><tr><td><u>District 10</u></td><td><u>District 11</u></td><td><u>District 12</u></td></tr><tr><td>\$0</td><td>\$0</td><td>\$5,934</td></tr><tr><td><u>Countywide</u></td><td></td><td></td></tr><tr><td>\$23,952</td><td></td><td></td></tr></table> <ul style="list-style-type: none">Note: There are 4 quarters and the above only denotes the 4th. Department could not provide the data for 1st and 2nd quarter in time for it to be included here and the 3rd quarter’s distribution was not consistent; therefore, not included. If inconsistencies can be eliminated, review of information may be useful at a later date.Note: Project may take place in one district but it may be based (housed) in a facility in another districtThis is only one of 16 grant programs	<u>District 1</u>	<u>District 2</u>	<u>District 3</u>	\$3,776	\$5,395	\$15,105	<u>District 4</u>	<u>District 5</u>	<u>District 6</u>	\$11,329	\$19,358	\$3,500	<u>District 7</u>	<u>District 8</u>	<u>District 9</u>	\$11,868	\$0	\$0	<u>District 10</u>	<u>District 11</u>	<u>District 12</u>	\$0	\$0	\$5,934	<u>Countywide</u>			\$23,952			
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3(B)	Interlocal Agreement with the City of Miami Gardens for the transfer of \$260,000 in funding for construction of a clubhouse/recreation building at North Dade Optimist Park	<ul style="list-style-type: none">July 2004, BCC approved transfer of various parks including North Dade Optimist Park to City of Miami Gardens (City).The County’s agreement with the Coalition to Improve North Dade, Inc. (CIND) was still active; however, the City expressed interest in managing the project. <p><u>\$75,000 Community Based Organization (CBO) Grant</u></p> <ul style="list-style-type: none">awarded to CIND under Resolution R-1161-98	<ul style="list-style-type: none">CIND agreed to construct the new Clubhouse and install the sewer line from the lift station to the force main.	ENO																														



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		<ul style="list-style-type: none">to rehabilitate recreation building <u>\$137,000 CBO Grant</u> <ul style="list-style-type: none">awarded to CIND under Resolution R-1119-99to assist with furnishings <u>\$123,800 Capital Outlay Reserve Fund (CORF)</u> Resolution Nos. R-1180 and R-218-03 <table><tr><th colspan="4">BREAKDOWN OF FUNDING</th></tr><tr><td>CBOs</td><td>\$75,000</td><td>\$137,000</td><td>\$212,000</td></tr><tr><td>CORF</td><td></td><td></td><td>+ 123,800</td></tr><tr><td></td><td></td><td>Subtotal</td><td>\$212,000</td></tr><tr><td>Expenses</td><td></td><td></td><td>- \$ 800</td></tr><tr><td></td><td></td><td>Total</td><td>\$260,000</td></tr></table>	BREAKDOWN OF FUNDING				CBOs	\$75,000	\$137,000	\$212,000	CORF			+ 123,800			Subtotal	\$212,000	Expenses			- \$ 800			Total	\$260,000		
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3(C)	Caribbean Conservation Commission (CCC) Grant for Sea Turtle Conservation program	<ul style="list-style-type: none">\$1000 in unsolicited grant funds to be deposited in Friends of Metro Parks Trust Fund for Haulover Park’s Sea Turtle conservation activitiesMDC previously obtained 2 small grants form the CCC for public education programs about sea turtles	The only requirement in accepting grant is a brief one-page letter describing how funds were used. Detailed financial accounting and receipts <u>not</u> required.	ENO																								
3(D)	Resolution authorizing grant agreement with the Safe Neighborhood Parks (SNP) Bond Program	<ul style="list-style-type: none">7/16/96 - Ordinance No. 96-115 (SNP Ordinance) authorized issuance, subject to approval of special election, of \$200 million in GOB for park projects, established Citizen’s Oversight Committee to administer bond program; and designated entities and projects eligible for bond funding;11/05/96 – Special Election approved bond program.This resolution completes the process with the SNP	<ul style="list-style-type: none">What was the expired contract for Gwen Cherry and Haulover for and are we just re-issue the same contracts that expired?<ul style="list-style-type: none">Haulover – Marina Phase IIGwen Cherry – multiply modifications	ENO																								



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		<p>Bond Program for granting \$1,105,708 in unexpended bond proceeds from 1999 expired contract for Gwen Cherry and Haoulover Parks, to the Park and Recreation Department</p> <ul style="list-style-type: none">11/05 - Oversight Committee reviewed and approved written request for recaptured bond proceeds as outlined in Resolution No. R-1-033/7/06 - Resolution No. R-285-06 authorized allocation of recaptured bond proceeds to MDC <table><tr><th>Proposed Allocation</th><th>Project</th><th>Project Cost</th></tr><tr><td rowspan="3">\$1,105,708</td><td>Gwen Cherry Park</td><td>\$ 917,162</td></tr><tr><td>Haulover Park</td><td>188,546</td></tr><tr><td>Total</td><td>\$1,105,708</td></tr></table>	Proposed Allocation	Project	Project Cost	\$1,105,708	Gwen Cherry Park	\$ 917,162	Haulover Park	188,546	Total	\$1,105,708		
Proposed Allocation	Project	Project Cost												
\$1,105,708	Gwen Cherry Park	\$ 917,162												
	Haulover Park	188,546												
	Total	\$1,105,708												
3(E)	Approval to Award Contract for Governmental Representations and Consulting Services in Tallahassee, Fl.	<ul style="list-style-type: none">To provide County with state governmental representation and consulting servicesVendors recommended: (1) <u>Ron L. Book</u> (with subcontractors Pittman Law Group & David Custin, Assoc.), (2) <u>Rutledge, Ecenia, Purnell & Hoffman, P.A.</u>(with subcontractors Becker & Poliakoff, Dutko Poole McKinley & Gomez Barker Assoc.)1 year term with 3 (1) year options to renewEach contract \$250,000 (plus up to \$75,000 for optional services and work orders) for a minimum of \$500,000 annual amountsThis contract replaces the existing contracts that were being renewed on a month to month basis which reduced the contract amount from \$650,000 to \$500,000	<ul style="list-style-type: none">The contract term for the State contract now mirrors the Federal one (1 year with 3 (1) year options to renew)	MBM										
5(A)	Report on Parks Foundation and Volunteer Program	<ul style="list-style-type: none">Requested by IRCAC Chairperson, a report on the Parks Foundation Volunteer Program.The report lists examples of current active volunteer programs		MBM										



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5(B)	Report on Status of Joint Task Force with MDC Public Schools	<ul style="list-style-type: none"> 3/7/06 created to explore opportunities for collaboration between MDC and MDC School Board Interlocal agreement to be developed and approved by BCC at a later date 9 areas of collaboration identified <ol style="list-style-type: none"> Economies of Scale Technology Training and Development Debt Management Facilities and Land Usage Emergency Management Transportation Grants Communications 	WLRN was to test capacity to broadcast school announcements through the EOC in the month of May. Was capacity confirmed?	ENO
5(C)	Report re: Upcoming Special Events, Groundbreaking Ceremonies	<ul style="list-style-type: none"> List of events provided in Report 		ENO
5(D)	Oral Report re: South Miami Dade Cultural Arts Center	<ul style="list-style-type: none"> Oral presentation June 14, 2006 		ENO
5(E)	Performing Arts Center Progress Report	<ul style="list-style-type: none"> 96% complete through April 2006 Acceleration/Recovery Plan = \$26.546 million as of 5/24/06 570 – 600 workers continuously utilized on site Community Small Business Enterprise (CSBE) participation <ul style="list-style-type: none"> Construction Management Goal = 10%; with 4 CSBE firms totaling \$5,850,498.33 (9.31%) Construction Goal = 19.11%; with 19 CSBE firms totaling \$40,239,225.05 (13.74%) 		ENO



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		<ul style="list-style-type: none"> • New hire goal of 200 exceeded (342 new hires) • Total Construction Contract completed to date = \$327,818,382.00 		
5(F)	Oral Report re: Update on Area Surrounding the Performing Arts Center	<ul style="list-style-type: none"> • Oral presentation June 14, 2006 		ENO

